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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/523,608	09/25/2005	James L. Hubbard	OT-4913	4251

26584 7590 08/08/2007
OTIS ELEVATOR COMPANY
INTELLECTUAL PROPERTY DEPARTMENT
10 FARM SPRINGS
FARMINGTON, CT 06032

EXAMINER

SY, MARIANO ONG

ART UNIT PAPER NUMBER

3683

MAIL DATE DELIVERY MODE

08/08/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/523,608	Applicant(s) HUBBARD ET AL.	
	Examiner Mariano Sy	Art Unit 3683	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 2 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☒ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-9 is/are pending in the application.
 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-9 is/are allowed.
- 6) ☐ Claim(s) ____ is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 25 September 2005 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____. |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date <u>11/13/2006</u> . | 6) <input type="checkbox"/> Other: ____. |

DETAILED ACTION

1. Claims 1-9 are pending.
2. This application is in condition for allowance except for the following formal matters:
 - A. The drawings are objected to because Fig. 2, step 39 "SHUT DN SYSTEM" should be --SHUT DN SYSTEM--. Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

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- B. Claim 1, line 3 "the elevator" should be --the elevator car--,
- Claim 1(a), line 2 "the motor current" should be --a motor current--,
- Claim 1(a), line 3 "the motor current" should be --a motor current--,
- Claim 1(b), line 2 "the motor current" should be --a motor current--,
- Claim 1(b), line 3 "the motor current" should be --a motor current--,
- Claim 1(b), line 6 "the elevator" should be --the elevator car--,
- Claim 1(c), line 2 "the actual car load" should be --an actual car load--,
- Claim 1(c), line 2 "the current floor number" should be --a current floor number--,
- Claim 1(c), line 5 "said direction" should be --said direction of the car--,
- Claim 1(d), line 1 "the actual motor current" should be --an actual motor current--,
- Claim 1(e), line 1 "the predicted motor current" should be --a predicted motor current--,
- Claim 1(e), line 2 "the elevator" should be --the elevator car--,
- Claim 3, line 6 "the motor current" should be --a motor current--,
- Claim 9, line 3 "the elevator" should be --the elevator car--,
- Claim 9(a), line 2 "the motor current" should be --a motor current--,
- Claim 9(a), line 3 "the motor current" should be --a motor current--,
- Claim 9(b), line 2 "the motor current" should be --a motor current--,
- Claim 9(b), line 3 "the motor current" should be --a motor current--,
- Claim 9(b), line 6 "the elevator" should be --the elevator car--,
- Claim 9(c), line 2 "the actual car load" should be --an actual car load--,
- Claim 9(c), line 2 "the current floor number" should be --a current floor number--,

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Claim 9(c), line 5 "said direction" should be --said direction of the car--,

Claim 9(d), line 1 "the actual motor current" should be --an actual motor current--,

Claim 9(e), line 2 "the elevator" should be --the elevator car--.

Prosecution on the merits is closed in accordance with the practice under *Ex parte Quayle*, 25 USPQ 74, 453 O.G. 213, (Comm'r Pat. 1935).

A shortened statutory period for reply to this action is set to expire **TWO MONTHS** from the mailing date of this letter.


3. Claims 1-9 are allowed since prior arts do not disclose and/or teach a method of checking for excessive drag in an elevator system having a car moveable in a hoistway, comprising: initially, establishing baseline currents while the elevator car is operating properly with no drag; comparing the motor current used to operate the car with the motor current predicted to be required to move the car under its present load, direction and position in the hoistway; if the actual motor current exceeds the predicted motor current by a tolerance value, shutting down the elevator at the next committable floor.

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mariano Sy whose telephone number is 571-272-7126. The examiner can normally be reached on Mon.-Fri. from 8:30 A.M. to 2:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Siconolfi, can be reached on 571-272-7124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

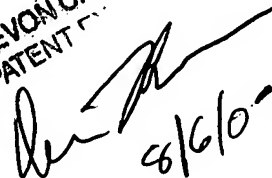
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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

 M. Sy

August 3, 2007

DEVON C. KRAEMER
PATENT EXAMINER


8/6/07